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501.20699VC3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): R. HORI, et al.

U.S. Patent No.: 5,566,185

Issued: October 15, 1996

Serial No.: 08/371,973

Filed: January 12, 1995

For: SEMICONDUCTOR INTEGRATED CIRCUIT

Group: 2306

Examiner: S. Baker

RECEIVED

PETITION FOR CERTIFICATE OF CORRECTION APR 18 1997  
UNDER 37 CFR §1.323 APPLICANTS' MISTAKE

Assistant Commissioner for  
Patents  
Washington, D.C. 20231

APPROVED

OFFICE OF PETITIONS  
March 13, 1997

MAY 29 1997

Sir:

Applicants hereby petition for a Certificate of Correction to correct U.S. Patent No. 5,566,185 due to a minor clerical error.

U.S. Patent No. 5,566,185 issued based on application Serial No. 08/371,973, filed on January 12, 1995 as a Continuation of application Serial No. 07/869,851, filed April 16, 1992. Application Serial No. 08/371,973 was filed using a Request Form For Continuing Application Under 37 CFR §1.60. Application Serial No. 07/869,851 issued as U.S. Patent No. 5,493,572, and was filed on April 16, 1992 using a Request Form for File Wrapper Continuing Application Under 37 CFR §1.62.

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In paragraph No. 8 of the Request Form for application Serial No. 07/869,851 it was indicated that priority of application Serial Nos. 56-57143, 56-168698 and 57-220083 filed on April 17, 1981, October 23, 1981 and December 17, 1982, respectively, in Japan is claimed under 35 USC §119. As indicated above application Serial No. 08/371,973 was filed on January 12, 1995 as a continuation under 37 CFR §1.60 of application Serial No. 07/869,851 prior to its issue as U.S. patent No. 5,493,572.

Thus, effectively application Serial No. 08/371,973 claims the same priority as application Serial No. 07/869,851, namely priority with respect to application Serial Nos. 56-57143, 56-168698 and 57-220083 filed on April 17, 1981, October 23, 1981 and December 17, 1982, respectively in Japan, since such a claim of priority presented in application Serial No. 08/371,973 would be a "mere affirmation of the Applicants' previously expressed desire to receive benefits under 35 USC §119(a)-(d) for subject matter common to the foreign, parent and continuing applications". Therefore, correction of such a situation in U.S. Patent No. 5,566,185 by Certificate of Correction can be freely accomplished as set forth in MPEP §201.16 and In re Van Esdonk, 187 USPQ 671 (Comm'r Pat. 1975).

Through an inadvertent clerical error the above-described priority as set forth in paragraph No. 8 of the Request Form for application Serial No. 07/869,851, was not reflected in paragraph No. 9 of the Request Form for application Serial No. 08/371,973. This inadvertent clerical error occurred in good

faith and does not involve changes in the patent as would constitute new matter or would require reexamination since application Serial No. 08/371,973 from which U.S. Patent No. 5,566,185 issued claims the same priority of its parent, application Serial No. 07/869,851.

Accordingly, it is respectfully requested that U.S. Patent No. 5,566,185 be corrected in the manner indicated in the attached Certificate of Correction Form.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus Deposit Account No. 01-2135 (Case No. 501.20699VC3) please credit any excess fees to such deposit account.

Respectfully submitted,



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